



**Patent Application Transmittal**

(only for new nonprovisional applications under 37 C.F.R. 1.53(b))

EXPRESS MAIL

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Date: February 25, 2004  
Attorney Docket No.: DT-3161

Mail Stop Reissue  
COMMISSIONER FOR PATENTS  
P.O. Box 1450

Alexandria, V.A. 22313-1450

Sir:

With reference to the original filing in the United States Patent and Trademark Office of an application  
for patent in the name(s) of: **Philippe Vogt**

Original Patent No.: 6,435,738

Title: **DEVICE FOR ADJUSTING AN OPTICAL APPARATUS**

Original Issue Date: **August 20, 2002**

X Reissue Application  
X This is an application of a small entity under 37 CFR 1.9(f) and the amounts shown in  
parentheses below have been employed in calculating the fee:

The Original U.S. Patent is assigned to ARCA-SWISS International S.A.R.L.

**Patent Application Transmittal**

(only for new nonprovisional applications under 37 C.F.R. 1.53(b))

The following are enclosed:

- X Specification & Claims in double column copy of patent format (amended) (3 Sheets)  
X 2 Sheet(s) of Drawings  
X 8 Claim(s) (including 2 independent claim(s))  
X Reissue Oath or Declaration and Power of Attorney  
    X New X signed \_\_\_ unsigned  
X Written Consent of Assignee  
X 37 C.F.R. § 1.73(b) Statement  
X Statement of status and support for all changes to the claims. See CFR 1.173(c)  
\_\_\_ Original U.S. Patent for surrender  
X Return Receipt Postcard (MPEP 503)

- X This filing fee has been calculated on the basis of the claims as amended by any enclosed preliminary amendment as follows:

Reissue Basic Fee, \$770.00 (\$385.00).....	\$ 385.00
Number of Claims in excess of 20 at \$18.00 (\$9.00) each:.....	00.00
Reissue Independent Claims over Original at \$84.00 (\$42.00) each:.....	00.00
Assignment Recording Fee \$40.00.....	00.00
Total Filing Fee.....	\$ 385.00

- X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication and credit any overpayment to Deposit Account No. 50-0955. A duplicate copy of this sheet is enclosed

- (x) Any additional filing fees required under 37 CFR 1.16  
(x) Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

Attorneys for Applicant(s)

*Alexander Zinchuk*

By: */s/ Alexander Zinchuk*  
Reg. No. 30,541

*for* David Toren  
Reg # 19,468

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

INVENTOR: Philippe Vogt  
PATENT NO.: 6,435,738  
ISSUED: August 20, 2002  
FOR: Device for Adjusting an Optical Apparatus

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**STATEMENT OF STATUS/SUPPORT  
FOR ALL CHANGES IN THE CLAIMS**

Sir:

The following changes have been made in the claims of U.S. Patent No. 6,435,738, namely, five (5) new claims have been added. The support for Claims 4-8 is found in the specification as follows:

Claim 4 – the specification discloses that lever (9) is rotatably mounted on a head (12) (column 1, lines 61-63) which head is biased by a spring element (27) against the second member (6) (column 2, lines 6-7, Fig. 2). The specification further discloses that the lever (9) has an end cooperating with the second

member (6) and having a profile (31) which provides for displacement of the second member (6) relative to the first member (5) between three positions (column 2, lines 19-36).

Claim 5 – the specification discloses that the head (12), which forms the blocking member (8), has first and second shoulders (14, 15) spaced from each other (column 1, lines 54-58).

Claim 6 – the specification discloses that the lever (9) comprises a holding device (10) (Fig. 2) which has a blocking pin (21) engageable with the blocking member (8) (head 12) and an actuating member (24) (column 1, lines 61-58, column 2, line 1).

Claim 7 – the specification discloses that the blocking pin (21) is displaceably arranged in the lever (9) (in the body of the lever (9) (column 1, lines 61-65).

Claim 8 – the specification discloses that the pin (21) has a section (23) at least partially accessible from the outside.

It is respectfully submitted that the specification provides an adequate support for Claims 4-8, and all elements recited in Claims 4-08 are shown in the original drawings.

Respectfully Submitted,  
*Alexander Zinchuk*  
Alexander Zinchuk  
Reg. No. 30,541  
for David Toren  
Reg. No. 19,468

Dated: February 25, 2004

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 25, 2004.

for David Toren ALEXANDER ZINCHUK  
Signature: *Alexander Zinchuk*